

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

FILED

NOV 29 1991

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

vs.

TYRONE RAY WATTS


Docket No. 91-CR-060-001-E

ORDER

PURSUANT TO FEDERAL RULE of Criminal Procedure 35(a), the Court Sua Sponte considers the sentence imposed in the above styled matter.

IT IS ORDERED that the sentence is modified as follows:  
The defendant is hereby sentenced to a term of probation of thirty-seven (37) months. The first 30 days of probation is to be served in home detention, with electronic monitoring.

So ordered this 27th day of November, 1991.

  
James O. Ellison  
United States District Judge

United States District Court )  
Northern District of Oklahoma )  
I hereby certify that the foregoing  
is a true and correct copy of the original on file  
in this Court.

Jack C. Smith, Clerk

By

  
Deputy

FILED

NOV 29 1991 *B*

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

U.S.A. vs. Robert Leonard Swanson DOCKET NO. 87-CR-158-E

PETITION ON PROBATION AND SUPERVISED RELEASE

COMES NOW Charles W. Harris, II PROBATION OFFICER OF THE COURT presenting an official report upon the conduct and attitude of Robert Leonard Swanson who was placed on supervision by the Honorable James O. Ellison sitting in the court at Tulsa, Oklahoma, on the 5th day of February, 1988, who fixed the period of supervision at five (5) years, and imposed the general terms and conditions theretofore adopted by the court and also imposed special conditions and terms as follows:

That the defendant make restitution in the amount of \$8,532.20, in payments as determined by the U. S. Probation Office.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

SEE ATTACHMENT HERETO AND HEREIN INCORPORATED BY REFERENCE.

PRAYING THAT THE COURT WILL ORDER the modification of the defendant's conditions of probation to require the defendant to participate in a mental health program at the direction of the U. S. Probation Office.

ORDER OF COURT

Considered and ordered this 27<sup>th</sup> day of November 1991 and ordered filed and made a part of the records in the above case.

James O. Ellison  
United States District Judge

Respectfully,

Charles W. Harris, II  
Probation Officer

Place Tulsa, Oklahoma

Date November 25, 1991

United States District Court )  
Northern District of Oklahoma ) SS  
I hereby certify that the foregoing  
is a true and correct copy of the original on file  
in this Court.

John P. Silver, Clerk

By B. M. Cullough  
Deputy

**ATTACHMENT**

The defendant has committed the following violations of probation.

VIOLATION OF LAW/AND FAILURE TO REPORT ARREST BY LAW ENFORCEMENT OFFICER: On August 7, 1991, the defendant was arrested by Tulsa Police Officers W. S. Goree and D. W. Carlock. The defendant was charged in Tulsa County District Court, case number CF91-3320, with Sexual Battery, in violation of Title 21, Oklahoma State Annotated 1123-000B. On October 11, 1990, the defendant pled guilty to the misdemeanor offense of Outraging Public Decency. The defendant failed to report the arrest and subsequent conviction to the U. S. Probation Office within seventy-two hours.

Attached hereto is Exhibit A, and incorporated by reference is a true copy of the Conditions of Probation, which was read and provided to the defendant on February 5, 1988. This document includes a statement, signed by the defendant on February 5, 1988, acknowledging that the conditions had been read to him, that he fully understood the conditions, and that he had been given a copy of them.

Attached hereto is Exhibit B, and incorporated by reference is a signed statement executed by the defendant on November 15, 1991, which waives the right to a hearing and agrees to the proposed modification of conditions of probation.

UNITED STATES DISTRICT COURT

FOR THE

Northern District of Oklahoma



To Robert Leonard Swanson

Docket No. 87-CR-158-E

Address 4132 E. 46th Place

Tulsa, Oklahoma 74135

In accordance with authority conferred by the United States Probation Law, you have been placed on probation this date, February 5, 1988, for a period of 5 years by the Hon. James O. Ellison United States District Judge, sitting in and for this District Court at Tulsa, Oklahoma.

CONDITIONS OF PROBATION

It is the order of the Court that you shall comply with the following conditions of probation:

- (1) You shall refrain from violation of any law (federal, state, and local). You shall get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer.
- (2) You shall associate only with law-abiding persons and maintain reasonable hours.
- (3) You shall work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. When out of work you shall notify your probation officer at once. You shall consult him prior to job changes.
- (4) You shall not leave the judicial district without permission of the probation officer.
- (5) You shall notify your probation officer immediately of any change in your place of residence.
- (6) You shall follow the probation officer's instructions.
- (7) You shall report to the probation officer as directed.
- (8) You shall refrain from the improper use of drugs or alcohol.

The special conditions ordered by the Court are as follows:

- (9) You shall submit to urinalysis as directed by the U.S. Probation Office.

Restitution in the amount of \$8532.20 as directed by

the U.S. Probation Office

I understand that the Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

I have read or had read to me the above conditions of probation. I fully understand them and I will abide by them.

(Signed) Robert Leonard Swanson

Probationer

Date 2-5-88

You will report as follows:

Between the 1st and 3rd  
working day of each month.

[Signature]  
U. S. Probation Officer

Date 2/5/88

# United States District Court

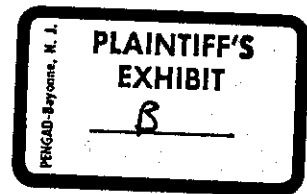
Northern District Oklahoma

## Waiver of Hearing to Modify Conditions of Probation/Supervised Release or Extend Term of Supervision

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Probation and Supervised Release or my period of supervision being extended. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my Conditions of Probation and Supervised Release or to the proposed extension of my term of supervision:

The defendant shall participate in a mental health program at the direction of the U. S. Probation Office.



Witness: Charles Harris  
U.S. Probation Officer

Signed: R. J. Swanson  
Probationer or Supervised Releasee

11-15-91  
Date

## Waiver by Government

The Government has received the foregoing proposal for modification of the terms and conditions of probation/supervised release and pursuant to Rule 32.1 offers no objection to the proposed modification.

Signed: Shaul K. Morgan  
U. S. Attorney

Date: 11-19-91

# United States District Court

**FILED**

NOV 29 1991

NORTHERN

DISTRICT OF

OKLAHOMA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

Jessie Marquerite Hart  
1542 N. 68th East Avenue  
Tulsa, Oklahoma 74115

Case Number: 91-CR-091-001-E

(Name and Address of Defendant)

Craig Bryant

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☒ guilty ☐ nolo contendere] as to count(s) One of the Information, and  
☐ not guilty as to count(s) \_\_\_\_\_

THERE WAS A:

☒ finding ☐ verdict] of guilty as to count(s) One of the Information

THERE WAS A:

☐ finding ☐ verdict] of not guilty as to count(s) \_\_\_\_\_  
☐ judgment of acquittal as to count(s) \_\_\_\_\_

The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Embezzlement and Theft of Labor Union Assets  
Title 29, United States Code, Section 501(c)

IT IS THE JUDGMENT OF THIS COURT THAT:

Imposition of sentence suspended and defendant placed on probation for one (1) year.

U.S. District Court  
Northern District of Oklahoma  
Tulsa, Oklahoma  
By: *[Signature]*  
C. M. Cullum  
Clerk

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

**CONDITIONS OF PROBATION**

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

The court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 50 pursuant to Title 18, U.S.C. Section 3013 for count(s) One of the Information as follows:

Ct. I - \$50

IT IS FURTHER ORDERED THAT count(s) One of the Indictment (One Count) <sup>is</sup>~~are~~ DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

☐ The Court orders commitment to the custody of the Attorney General and recommends:

November 26, 1991

Date of Imposition of Sentence



Signature of Judicial Officer

James O. Ellison, U. S. District Judge

Name and Title of Judicial Officer

November 27, 1991

Date

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_  
Date

\_\_\_\_\_, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By \_\_\_\_\_  
Deputy Marshal

FILED

## United States District Court

NOV 29 1991

NORTHERN

District of

OKLAHOMA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE  
(For Offenses Committed On or After November 1, 1987)

Marjorie Janette Hull

Case Number: 91-CR-110-E

(Name of Defendant)

Charles W. Hack

Defendant's Attorney

## THE DEFENDANT:

- ☒ pleaded guilty to count(s) One and Two of the Information  
☐ was found guilty on count(s) \_\_\_\_\_ after a  
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:1341	Mail Fraud	6-6-91	One
18:1952(a)	Interstate Travel in Aid of Racketeering	9-28-90	Two

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).  
☒ Count(s) One of the Indictment (is)(are) dismissed on the motion of the United States.  
☒ It is ordered that the defendant shall pay a special assessment of \$ 100, for count(s) One and Two of the Information, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 447-64-3434Defendant's Date of Birth: 10-27-59

Defendant's Mailing Address:

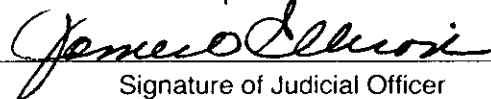
1337 North St. LouisTulsa, Oklahoma 74106

Defendant's Residence Address:

Same

November 21, 1991

Date of Imposition of Sentence



Signature of Judicial Officer

James O. Ellison, United States District Judge  
Name & Title of Judicial OfficerNovember 27, 1991  
Date

United States District Court )  
 Northern District of Oklahoma ) SS  
 I hereby certify that the foregoing  
 is a true copy of the original on file  
 in this Court.

Jack C. Silver, Clerk

By B. M. Callough  
Deputy



Defendant: Marjorie Janette Hull  
Case Number: 91-CR-110-E

Judgment—Page 2 of 4

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 51 months

Ct. 1 - 51 months

Ct. 2 - 51 months to run concurrently with the sentence imposed in Ct. 1.

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☐ The defendant is remanded to the custody of the United States marshal.  
☐ The defendant shall surrender to the United States marshal for this district,

- ☐ at \_\_\_\_\_ a.m.  
☐ at \_\_\_\_\_ p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.

☒ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,

- ☒ at 12:00 noon on January 4, 1992  
☐ as notified by the United States marshal.  
☐ as notified by the probation office.

### RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_

3 years

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

The defendant shall participate in a drug treatment program approved by the United States Probation Office for substance abuse, which program may include testing to determine whether the defendant has reverted to the use of drugs or alcohol.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis at the discretion of the U. S. Probation Office.

Defendant: Marjorie Janette Hull  
Case Number: 91-CR-110-E

Judgment—Page 4 of 4

### STATEMENT OF REASONS

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

#### Guideline Range Determined by the Court:

Total Offense Level: 24

Criminal History Category: I

Imprisonment Range: 51 to 63 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 10,000 to \$ 100,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 4,715

☒ Full restitution is not ordered for the following reason(s):

The Court declined to order restitution.

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

# United States District Court

Northern District of Oklahoma

FILED  
NOV 28 1991 *hm*Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

## JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-093-002-C ✓

EUNICE JADE BUFFINGTON

(Name of Defendant)

Ernest Bedford

Defendant's Attorney

## THE DEFENDANT:

☒ pleaded guilty to count(s) Two of the Indictment☐ was found guilty on count(s) --- after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:510(a)(2) & 2	Uttering a Forged U. S. Treasury Check, Aiding & Abetting	August 2, 1990	II

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.☐ The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).☒ Count(s) One of the Indictment (is)(are) dismissed on the motion of the United States.☒ It is ordered that the defendant shall pay a special assessment of \$ 50.00, for count(s) Two of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 560-02-6362Defendant's Date of Birth: June 1, 1953

Defendant's Mailing Address:

1949 East Oklahoma Street  
Tulsa, Oklahoma 74110

Defendant's Residence Address:

1949 East Oklahoma Street  
Tulsa, Oklahoma 74110  
sm

November 19, 1991

Date of Imposition of Sentence

*[Signature]*  
Signature of Judicial Officer

SS. Dale Cook, Chief U. S. District Judge

Name &amp; Title of Judicial Officer

United States District Court )  
Northern District of Oklahoma )  
I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By *[Signature]*  
Deputy

Date

Defendant: BUFFINGTON, EUNICE JADE  
Case Number: 91-CR-093-002-C

Judgment—Page 2 of 4**PROBATION**

The defendant is hereby placed on probation for a term of two (2) years.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

The defendant is to pay restitution in the amount of \$796, jointly and severally, as directed by the U. S. Probation Office.

The defendant is to participate in a substance abuse monitoring and treatment program as directed by the U. S. Probation Office.

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis as directed by the U. S. Probation Office.
- 15) the defendant shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

Defendant: BUFFINGTON, EUNICE JADE  
Case Number: 91-CR-093-002-C

Judgment—Page 3 of 4**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution</u></b>
Bancus Check Cashers 1715 Southwest Boulevard Tulsa, Oklahoma 74110	\$796.00

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:

as directed by the U. S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: BUFFINGTON, EUNICE JADE  
Case Number: 91-CR-093-002-C

Judgment—Page 4 of 4

**STATEMENT OF REASONS**

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

**Guideline Range Determined by the Court:**

Total Offense Level: 4

Criminal History Category: II

Imprisonment Range: 0 to 6 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 796 to \$ 5,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 796

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

**FILED**

NOV 25 1991

# United States District Court

FOR THE NORTHERN

District of

OKLAHOMA

Richard M. Lawrence, Clerk  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

DAVETA MAE BUFFINGTON,

## JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-093-001-C ✓

(Name of Defendant)

Curtis Biram (Court Appointed)

Defendant's Attorney

### THE DEFENDANT:

- ☒ pleaded guilty to count(s) Two of the Indictment  
☐ was found guilty on count(s) \_\_\_\_\_ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:510(a)(2) & 2	UTTERING A FORGED U. S. TREASURY CHECK	8-7-90	Two

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984..

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_, and is discharged as to such count(s).  
☒ Count(s) One (is) ~~(are)~~ dismissed on the motion of the United States.  
☒ It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) Two, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 441-66-2814

Defendant's Date of Birth: 01-04-56

Defendant's Mailing Address:  
1949 E. Oklahoma Street  
Tulsa, Oklahoma 74110

United States District Court  
 Northern District of Oklahoma  
 I hereby certify that the foregoing  
 is a true copy of the original on file  
 in this Court.

November 19, 1991

Date of Imposition of Sentence

Signature of Judicial Officer

H. DALE COOK, CHIEF U. S. DISTRICT JUDGE

Defendant's Residence Address:

1949 E. Oklahoma St.  
Tulsa, Oklahoma 74110

Richard M. Lawrence, Clerk  
 By H. Miller  
 Deputy

Name & Title of Judicial Officer

November , 1991

Date



Defendant: BUFFINGTON, Daveta Mae  
Case Number: 91-CR-093-001-C

Judgment—Page 2 of 4**PROBATION**

The defendant is hereby placed on probation for a term of two (2) years.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to random urinalysis testing as directed by the U. S. Probation Office; and
- 15) the defendant shall not possess a firearm or destructive device.

Defendant: BUFFINGTON, Daveta Mae  
Case Number: 91-CR-093-001-C

Judgment—Page 3 of 4

### RESTITUTION AND FORFEITURE

#### RESTITUTION

☒ The defendant shall make restitution to the following persons in the following amounts:

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Bancus Check Cashers 1715-A Southwest Blvd. Tulsa, OK 74107	\$796.00 (jointly and severally liable)

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:

as directed by the U. S. Probation Office. The defendant is jointly and severally liable for restitution in the amount of \$796.00.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

#### FORFEITURE

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: **BUFFINGTON, Daveta Mae**  
Case Number: **91-CR-093-001-C**

Judgment—Page 4 of 4

### STATEMENT OF REASONS

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

#### Guideline Range Determined by the Court:

Total Offense Level: 4

Criminal History Category: I

Imprisonment Range: 0 to 6 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 358.00 to \$ 5,000.00

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 796.00 (jointly and severally liable)

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

# United States District Court

Northern District of Oklahoma

FILED

NOV 28 1991

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

## JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-093-003-C ✓

CHRISTOPHER NIEL DUNN  
(Name of Defendant)

Stephen Greubel

Defendant's Attorney

## THE DEFENDANT:

- ☒ pleaded guilty to count(s) Two of the Indictment  
☐ was found guilty on count(s) --- after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:510(a)(2) & 2	Uttering a Forged U. S. Treasury Check, Aiding & Abetting	August 2, 1990	II

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_, and is discharged as to such count(s).  
☒ Count(s) One of the Indictment (is)(are) dismissed on the motion of the United States.  
☒ It is ordered that the defendant shall pay a special assessment of \$ 50.00, for count(s) Two of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 448-66-5216Defendant's Date of Birth: 03-14-61

Defendant's Mailing Address:

128 North Birmingham PlaceTulsa, Oklahoma 74110

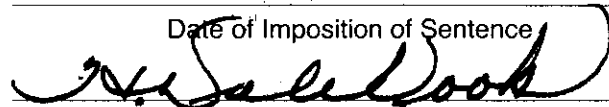
Defendant's Residence Address:

128 North Birmingham PlaceTulsa, Oklahoma 74110

sm

November 19, 1991

Date of Imposition of Sentence



Signature of Judicial Officer

SA. Dale Cook, Chief U. S. District Judge

Name &amp; Title of Judicial Officer

United States District Court )  
 Northern District of Oklahoma )  
 I hereby certify that the foregoing  
 is a true copy of the original on file  
 in this Court.

Richard M. Lawrence, Clerk

By A. J. Miller  
Deputy

Date

Defendant: DUNN, CHRISTOPHER NIEL  
Case Number: 91-CR-093-003-C

Judgment—Page 2 of 5

### PROBATION

The defendant is hereby placed on probation for a term of two (2) years.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

The defendant is to pay restitution in the amount of \$80, which is the portion of funds he received from cashing the forged U. S. Treasury Check. Payments are to be made as directed by the U. S. Probation Office.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis as directed by the U. S. Probation Office.
- 15) the defendant shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

Defendant: DUNN, CHRISTOPHER NIEL  
Case Number: 91-CR-093-003-C

Judgment--Page 3 of 5

## FINE

The defendant shall pay a fine of \$ 200 . The fine includes any costs of incarceration and/or supervision.

☒ This amount is the total of the fines imposed on individual counts, as follows:

Count Two: \$200

☒ The court has determined that the defendant does not have the ability to pay interest. It is ordered that:

☒ The interest requirement is waived.

☐ The interest requirement is modified as follows:

This fine plus any interest required shall be paid:

☐ in full immediately.

☐ in full not later than \_\_\_\_\_.

☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.

☒ in installments according to the following schedule of payments:

as directed by the U. S. Probation Office.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: DUNN, CHRISTOPHER NIEL  
Case Number: 91-CR-093-003-C

Judgment—Page 4 of 5**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

**Name of Payee****Amount of Restitution**

Bancus Check Cashers  
1715 Southwest Boulevard  
Tulsa, Oklahoma 74110

\$80.00

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:

as directed by the U. S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: DUNN, CHRISTOPHER NIEL  
Case Number: 91-CR-093-003-C

Judgment—Page 5 of 5

**STATEMENT OF REASONS**

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

**Guideline Range Determined by the Court:**

Total Offense Level: 4

Criminal History Category: I

Imprisonment Range: 0 to 6 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 80 to \$ 5,000

☐ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 80

☒ Full restitution is not ordered for the following reason(s):  
The Court finds that the defendant shall be responsible for the portion he received when the forged U. S. Treasury Check was cashed. Co-defendants shall be ordered to make up the remaining balance.

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):



UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

**FILED**

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARY A. JOHNSON,

Defendant.

NOV 21 1991

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

No. 90-CR-152-C

MOTION FOR DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal procedure, and by leave of court endorsed herein, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss without prejudice the Indictment against defendant Mary A. Johnson.

  
SUSAN W. PENNINGTON  
Assistant United States Attorney

ORDER

IT IS HEREBY ORDERED that the above-referenced Indictment is dismissed without prejudice.

  
U.S. District Judge

Date: November 21, 1991

FILED

NOV 21 1991

## United States District Court

FOR THE NORTHERN District of OKLAHOMA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE  
(For Offenses Committed On or After November 1, 1987)

JARRED DANA FENLASON

Case Number: 91-CR-069-001-C

(Name of Defendant)

Allen Smallwood (Retained)

Defendant's Attorney

## THE DEFENDANT:

- ☒ pleaded guilty to count(s) One and Three of the Indictment
- ☐ was found guilty on count(s) \_\_\_\_\_ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:1708	POSSESSION OF STOLEN MAIL	4-11-90	One
18:500	UTTERING A FORGED U. S. POSTAL MONEY ORDER	4-11-90	Three

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_, and is discharged as to such count(s).
- ☒ Count(s) Two, Four and Five ~~XXX~~ (are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 100, for count(s) One and Three, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 266-93-3502Defendant's Date of Birth: 08-03-71

Defendant's Mailing Address:

6589 Paulmar DriveLantana, Florida 33462

Defendant's Residence Address:

6589 Paulmar DriveLantana, Florida 33462November 19, 1991  
Date of Imposition of Sentence

Signature of Judicial Officer

H. DALE COOK, CHIEF U. S. DISTRICT JUDGE

Name &amp; Title of Judicial Officer

November 20, 1991

Date

Defendant: FENLASON, Jarred Dana  
Case Number: 91-CR-069-001-C

Judgment—Page 2 of 5

### PROBATION

The defendant is hereby placed on probation for a term of one (1) year.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

The defendant shall pay \$1,400 in restitution to Fourth National Bank, Tulsa, Oklahoma.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement;
- 14) the defendant shall submit to random urinalysis testing as directed by the U. S. Probation Office;
- 15) the defendant shall not possess a firearm or destructive device.

Defendant: FENLASON, Jarred Dana  
Case Number: 91-CR-069-001-C

Judgment—Page 3 of 5

### FINE

The defendant shall pay a fine of \$ 200 . The fine includes any costs of incarceration and/or supervision.

☒ This amount is the total of the fines imposed on individual counts, as follows:

Count One - \$100  
Count Three - \$100

☐ The court has determined that the defendant does not have the ability to pay interest. It is ordered that:

- ☒ The interest requirement is waived.  
☐ The interest requirement is modified as follows:

This fine plus any interest required shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:

in regular monthly installment payments, as directed by the U. S. Probation Office.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: FENLASON, Jarred Dana  
Case Number: 91-CR-069-001-C

Judgment—Page 4 of 5**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution</u></b>
Fourth National Bank Attn: Rhonda Rosser P.O. Box 2360 Tulsa, Oklahoma 74101-2360	\$1,400

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:  
  
in regular monthly installment payments, as directed by the U. S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: FENLASON, Jarred Dana  
Case Number: 91-CR-069-001-C

Judgment—Page 5 of 5

**STATEMENT OF REASONS**

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

**Guideline Range Determined by the Court:**

Total Offense Level: 4

Criminal History Category: I

Imprisonment Range: 0 to 6 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 250 to \$ 5,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 1,400

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

**FILED****United States District Court**

NOV 20 1991

NORTHERN

District of

OKLAHOMA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA**SECOND AMENDED**

UNITED STATES OF AMERICA

V.

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

Case Number: 90-CR-105-001-B

Richard R. Bell

(Name of Defendant)

Allen Smallwood

Defendant's Attorney

**THE DEFENDANT:**

- ☐ pleaded guilty to count(s) \_\_\_\_\_.
- ☒ was found guilty on count(s) Two - Ten of the Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:287 & 2	Fraudulent Claims & Aiding and Abetting	10-20-88	Two, Three and Four
18:1341	Mail Fraud	12-88	Five through Ten

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☒ The defendant has been found not guilty on count(s) One of the Indictment, and is discharged as to such count(s).
- ☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 450, for count(s) Two through Ten, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 440-42-5331Defendant's Date of Birth: 10-26-41

Defendant's Mailing Address:

P. O. Box 315Vinita, Oklahoma 74301

Defendant's Residence Address:

Same

November 13, 1991

Date of Imposition of Sentence

Signature of Judicial Officer

SS Thomas R. Brett, U. S. District Judge

Name &amp; Title of Judicial Officer

Date

United States District Court )  
Northern District of Oklahoma )

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By [Signature]  
Deputy

Defendant: Richard R. Bell  
Case Number: 90-CR-105-001-B

Judgment—Page 2 of 5

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of twenty-one months

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☒ The defendant is remanded to the custody of the United States marshal.  
☐ The defendant shall surrender to the United States marshal for this district,

☐ at \_\_\_\_\_ a.m.  
\_\_\_\_\_ p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,  
☐ before 2 p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.  
☐ as notified by the probation office.

### RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_  
\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal



Defendant: Richard R. Bell  
Case Number: 90-CR-105-001-B

Judgment—Page 3 of 5

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_  
three years

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

Restitution as noted on Page 4 of the Judgment Order.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis at the discretion of the U. S. Probation Office.

Defendant: Richard R. Bell  
Case Number: 90-CR-105-001-B

Judgment—Page 4 of 4**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution</u></b>
Federal Aviation Administration Aircraft/Interfacility Branch 800 Independence Avenue S. W. Washington, D.C. 20591	\$420,007.50

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:  
as per United States Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: Richard R. Bell  
Case Number: 90-CR-105-001-B

Judgment—Page 5 of 5

## STATEMENT OF REASONS

☐ The court adopts the factual findings and guideline application in the presentence report.

OR

☒ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Paragraph Eight of the report. The Court found that the loss to the Federal Aviation Administration was \$840,015, 72% of \$1,166,687, not \$6,048,000 or 72% of \$8,400,000. The guideline range was recalculated accordingly.

**Guideline Range Determined by the Court:**

Total Offense Level: 16

Criminal History Category: I

Imprisonment Range: 21 to 27 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 6,000 to \$ 1,680,030

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 420,007.50

☒ Full restitution is not ordered for the following reason(s):

Codefendant Bohl was also ordered to repay one-half of the total amount of \$840,015.

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

**FILED****United States District Court** NOV 20 1991

Northern District of Oklahoma

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT

\*AMENDED\* NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

**JUDGMENT IN A CRIMINAL CASE**

(For Offenses Committed On or After November 1, 1987)

V.

Case Number: 91-CR-073-001-E

CARL RANDALL FENTRESS

(Name of Defendant)

Richard Couch

Defendant's Attorney

**THE DEFENDANT:**

☒ pleaded guilty to count(s) Three of the Indictment  
☐ was found guilty on count(s) --- after a  
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number
18:641	Theft of Government Property	February 15, 1991	III

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_, and is discharged as to such count(s).
- ☒ Count(s) One, Two, and Four through Ten ~~(is)~~ (are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 50.00, for count(s) Three of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 442-46-3560Defendant's Date of Birth: February 22, 1948

Defendant's Mailing Address:

9176 East 4th Street  
Tulsa, Oklahoma 74112

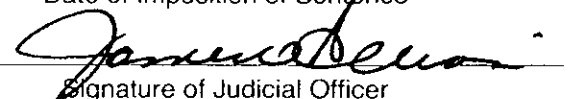
Defendant's Residence Address:

9176 East 4th Street  
Tulsa, Oklahoma 74112

sm

October 23, 1991

Date of Imposition of Sentence



Signature of Judicial Officer

James O. Ellison, U. S. District Judge

Name &amp; Title of Judicial Officer

United States District Court )  
 Northern District of Oklahoma ) SS  
 I hereby certify that the foregoing  
 is a true copy of the original on file  
 in this Court.

11/20/91  
 Date

Jack C. Silver, Clerk

 By BM Callough  
 Deputy

Defendant: FENTRESS, CARL RANDALL  
Case Number: 91-CR-073-001-E

Judgment—Page 2 of 4

### PROBATION

The defendant is hereby placed on probation for a term of Five (5) years

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. The defendant shall reside at the Salvation Army Community Corrections Center for a period of six months. This placement to be at the direction of the U. S. Probation Office
2. The defendant shall participate in a mental health program at the direction of the U. S. Probation Office.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) You shall submit to urinalysis as directed by the U. S. Probation Office.
- 15) You shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

Defendant: FENTRESS, CARL RANDALL  
Case Number: 91-CR-073-001-E

Judgment—Page 3 of 4**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution</u></b>
Homeless Veterans Re-Integration Program 537 East 36th Street North Tulsa, Oklahoma 74106 Attn: Sandy Sullivan	\$1,088.29

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:

at the direction of the U. S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: FENTRESS, CARL RANDALL  
Case Number: 91-CR-073-001-E

Judgment—Page 4 of 4**STATEMENT OF REASONS**

☐ The court adopts the factual findings and guideline application in the presentence report.

OR

☒ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Paragraph 33 shall read, "a Total Offense Level of six,"

Paragraph 34 shall read, "applicable guideline range is not more than six months,"  
"or 2) a sentence of probation..."

**Guideline Range Determined by the Court:**

Total Offense Level: 6

Criminal History Category: IV

Imprisonment Range: 6 to 12 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 500 to \$ 5,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 1,088.29

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

FILED

## United States District Court

NOV 19 1991

Northern District of Oklahoma

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

\*AMENDED\*

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE  
(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-060-001-E

TYRONE RAY WATTS

(Name of Defendant)

Jo Stanley Glenn

Defendant's Attorney

## THE DEFENDANT:

☒ pleaded guilty to count(s) One of the Indictment  
☐ was found guilty on count(s) \_\_\_\_\_ after a  
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:656	Embezzlement by Bank Employee	April 16, 1991	I

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant has been found not guilty on count(s) \_\_\_\_\_  
 and is discharged as to such count(s).  
☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.  
☒ It is ordered that the defendant shall pay a special assessment of \$ 50.00, for count(s) One of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 444-70-8936Defendant's Date of Birth: August 26, 1969October 30, 1991

Date of Imposition of Sentence

Defendant's Mailing Address:

2322 South 84th East AvenueTulsa, Oklahoma 74129

Defendant's Residence Address:

2322 South 84th East AvenueTulsa, Oklahoma 74129

sm

James O. Ellison, U. S. District Judge

Name &amp; Title of Judicial Officer

Date



Defendant: WATTS, TYRONE RAY  
Case Number: 91-CR-060-001-E

Judgment—Page 2 of 5

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of one month imprisonment

with Home Detention substituted for the term of Imprisonment.

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☐ The defendant is remanded to the custody of the United States marshal.
- ☐ The defendant shall surrender to the United States marshal for this district,

- ☐ at \_\_\_\_\_ a.m.
- ☐ at \_\_\_\_\_ p.m. on \_\_\_\_\_
- ☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,
- ☐ before 2 p.m. on \_\_\_\_\_
- ☐ as notified by the United States marshal.
- ☐ as notified by the probation office.

### RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at

\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: WATTS, TYRONE RAY  
Case Number: 91-CR-060-001-E

Judgment—Page 3 of 5**SUPERVISED RELEASE**

home detention,  
Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_  
three (3) years

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

The defendant shall participate in a drug abuse treatment program at the direction of the U. S. Probation Office.

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis as directed by the U. S. Probation Office.
- 15) the defendant shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

Defendant: WATTS, TYRONE RAY  
Case Number: 91-CR-060-001-E

Judgment—Page 4 of 5**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution</u></b>
First National Bank and Trust Company of Tulsa P. O. Box 1 Tulsa, Oklahoma 74193	\$1,800.00

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:

as directed by the U. S. PROBATION OFFICE

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: WATTS, TYRONE RAY  
Case Number: 91-CR-060-001-E

Judgment—Page 5 of 5

### STATEMENT OF REASONS

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

#### Guideline Range Determined by the Court:

Total Offense Level: 6

Criminal History Category: II

Imprisonment Range: 1 to 7 months

Supervised Release Range: - to 5 years

Fine Range: \$ 1,000 to \$ 1,000,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 1,800

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

**FILE****United States District Court**

NOV 19 1991

NORTHERN

District of

OKLAHOMA

Richard M. Lawrence, C.  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

Robert Alan Coppedge

Case Number: 91-CR-108-E

(Name of Defendant)

Phil Frazier

Defendant's Attorney

**THE DEFENDANT:**

- ☒ pleaded guilty to count(s) One of the Indictment
- ☐ was found guilty on count(s) \_\_\_\_\_ after a  
plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:922(g)	Possession of a Firearm by Prior Felon	April 3, 1991	One

The defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984..

- ☐ The defendant has been found not guilty on count(s) N/A  
and is discharged as to such count(s).
- ☐ Count(s) N/A (is)(are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 444-56-4057Defendant's Date of Birth: 09-28-57

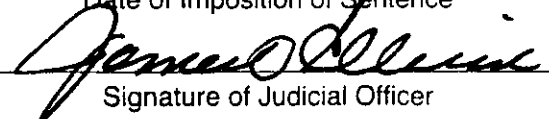
Defendant's Mailing Address:

15506 N. 113th East Avenue  
Collinsville, Oklahoma 74021

Defendant's Residence Address:

SameNovember 14, 1991

Date of Imposition of Sentence



Signature of Judicial Officer

James O. Ellison, U. S. District Judge

Name &amp; Title of Judicial Officer

11/18/91  
 Date

Defendant: Robert Alan Coppedge  
Case Number: 91-CR-108-E

Judgment—Page 2 of 3

### PROBATION

The defendant is hereby placed on probation for a term of five years

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. The first six months of probation are to be served on home detention with electronic monitoring.
2. Defendant shall complete 100 hours of community service as directed by the probation office, subsequent to his release from electronic monitoring.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis at the discretion of the probation office.

Defendant: Robert Alan Coppedge  
Case Number: 91-CR-108-E

Judgment—Page 3 of 3

## STATEMENT OF REASONS

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

## Guideline Range Determined by the Court:

Total Offense Level: 10Criminal History Category: IImprisonment Range: 6 to 12 monthsSupervised Release Range: 2 to 3 yearsFine Range: \$ 2,000 to \$ 20,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ N/A

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

United States District Court ) SS  
Northern District of Oklahoma )  
I hereby certify that the foregoing  
is a true copy of the original on file  
with the court.

Richard M. Lawrence, Clerk  
*R. M. Lawrence*  
P. 11

**FILED****United States District Court****NOV 18 1991**

NORTHERN

District of

OKLAHOMA

**Richard M. Lawrence, Clerk**  
**U. S. DISTRICT COURT**  
**NORTHERN DISTRICT OF OKLAHOMA****A M E N D E D**

UNITED STATES OF AMERICA

V.

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

Case Number: 90-CR-05-001-B

Richard R. Bell

(Name of Defendant)

Allen Smallwood

Defendant's Attorney

## THE DEFENDANT:

- ☐ pleaded guilty to count(s) \_\_\_\_\_.
- ☒ was found guilty on count(s) Two - Ten of the Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:287 & 2	Fraudulent Claims & Aiding and Abetting	10-20-88	Two, Three and Four
18:1341	Mail Fraud	12-88	Five through Ten

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☒ The defendant has been found not guilty on count(s) One of the Indictment, and is discharged as to such count(s).
- ☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 450, for count(s) Two through Ten, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 440-42-5331Defendant's Date of Birth: 10-26-41

Defendant's Mailing Address:

P. O. Box 315Vinita, Oklahoma 74301 United States District Court )  
Northern District of Oklahoma ) SS

Defendant's Residence Address:

same

I hereby certify that the foregoing is a true copy of the original on file in this Court.

By Richard M. Lawrence, ClerkBy [Signature]  
DeputyNovember 13, 1991

Date of Imposition of Sentence

[Signature]  
Signature of Judicial Officer

Thomas R. Brett, U. S. District Judge

Name &amp; Title of Judicial Officer

Nov. 18, 1991

Date



Defendant: Richard R. Bell  
Case Number: 90-CR-05-01-B

Judgment—Page 2 of 5

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of twenty-one months

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☒ The defendant is remanded to the custody of the United States marshal.  
☐ The defendant shall surrender to the United States marshal for this district,

- ☐ at \_\_\_\_\_ a.m.  
\_\_\_\_\_ p.m. on \_\_\_\_\_.  
☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,  
☐ before 2 p.m. on \_\_\_\_\_.  
☐ as notified by the United States marshal.  
☐ as notified by the probation office.

### RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_  
\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: Richard R. Bell  
Case Number: 90-CR-05-01-B

Judgment—Page 3 of 5**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_

three years

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

Restitution as noted on Page 4 of the Judgment Order.

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis at the discretion of the U. S. Probation Office.

Defendant: Richard R. Bell  
Case Number: 90-CR-05-01-B

Judgment—Page 4 of 5**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

**Name of Payee****Amount of Restitution**

Federal Aviation Administration  
Aircraft/Interfacility Branch  
800 Independence Avenue S. W.  
Washington, D.C. 20591

\$420,007.50

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:  
as per United States Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: Richard R. Bell  
Case Number: 90-CR-05-01-B

Judgment—Page 5 of 5

### STATEMENT OF REASONS

☐ The court adopts the factual findings and guideline application in the presentence report.

OR

☒ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Paragraph Eight of the report. The Court found that the loss to the Federal Aviation Administration was \$840,015, 72% of \$1,166,687, not \$6,048,000 or 72% of \$8,400,000. The guideline range was recalculated accordingly.

#### Guideline Range Determined by the Court:

Total Offense Level: 16

Criminal History Category: I

Imprisonment Range: 21 to 27 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 6,000 to \$ 1,680,030

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 420,007.50

☒ Full restitution is not ordered for the following reason(s):

Codefendant Bohl was also ordered to repay one-half of the total amount of \$840,015.

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

**FILED****United States District Court** NOV 18 1991

FOR THE NORTHERN

District of

OKLAHOMA

**Richard M. Lawrence, Clerk**  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

GEORGE L. BOHL

(Name of Defendant)

**JUDGMENT IN A CRIMINAL CASE**

(For Offenses Committed On or After November 1, 1987)

Case Number: 90-CR-105-002-B

John Dowdell (Retained)

Defendant's Attorney

**THE DEFENDANT:**

- ☐ pleaded guilty to count(s) \_\_\_\_\_.
- ☒ was found guilty on count(s) Two through Ten of the Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:287 & 2(b)	FRAUDULENT CLAIMS, AIDING AND ABETTING	10/20/88	Two, Three and Four
18:1341	MAIL FRAUD	12/88	Five through Ten

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984..

- ☒ The defendant has been found not guilty on count(s) One of the Indictment, and is discharged as to such count(s).
- ☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 450, for count(s) Two through Ten, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 501-50-5088Defendant's Date of Birth: 12/20/45November 14, 1991

Date of Imposition of Sentence

Defendant's Mailing Address:

Route #4, Box 136B  
Claremore, OK 74017

Defendant's Residence Address:

Route #4, Box 136B  
Claremore, OK 74017

United States District Court )  
Northern District of Oklahoma )

SS THOMAS R. BRETT, U.S. DISTRICT JUDGE

Name &amp; Title of Judicial Officer

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

11-18-91

Date

Richard M. Lawrence, Clerk

By: [Signature]

Defendant: BOHL, George L.  
Case Number: 90-CR-105-002-B

Judgment—Page 2 of 5

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of twenty-one (21) months.

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☐ The defendant is remanded to the custody of the United States marshal.  
☒ The defendant shall surrender to the United States marshal for this district,

☐ at \_\_\_\_\_ a.m.  
\_\_\_\_\_ p.m. on \_\_\_\_\_  
☒ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,  
☐ before 2 p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.  
☐ as notified by the probation office.

### RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_  
\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: BOHL, George ...  
Case Number: 90-CR-105-002-B

Judgment — Page 3 of 5

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_  
three (3) years.

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement;
- 14) the defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: BOHL, George L.  
Case Number: 90-CR-105-002-B

Judgment—Page 4 of 5**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution</u></b>
Federal Aviation Administration Aircraft/Interfacility Branch 800 Independence Avenue, S.W. Washington, DC 20591	\$420,007.50

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments: as directed by the U. S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:



Defendant: BOHL, George L.  
Case Number: 90-CR-105-002-B

Judgment—Page 5 of 5

**STATEMENT OF REASONS**

☐ The court adopts the factual findings and guideline application in the presentence report.

OR

☒ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary): Paragraph 8 of the Report. The Court concluded that the loss to the Federal Aviation Administration was \$840,015 (72% of \$1,166,682), not \$6,048,000 (72% of \$8,400,000). The guideline range was recalculated accordingly.

**Guideline Range Determined by the Court:**

Total Offense Level: 16

Criminal History Category: I

Imprisonment Range: 21 to 27 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 6,000 to \$ 1,680,030

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 420,007.50

☒ Full restitution is not ordered for the following reason(s):

The defendant was ordered to pay one-half of the total restitution. Co-defendant, Richard R. Bell, was ordered to pay the same amount on November 13, 1991.

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

**FILED**

NOV 18 1991

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DONALD WILLIAM McCLELLAND,

Defendant.

No. 91-CR-001-B

MOTION AND ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss without prejudice the Indictment against Donald William McClelland, defendant, on the grounds and for the reasons that a trial in this matter, at this time, whether resulting in conviction or acquittal on the substantive charge contained in the Indictment, would, under the Tenth Circuit Court of Appeals decision in United States v. Felix, 926 F.2d 1522 (10th Cir. 1991), preclude future prosecution of defendant McClelland for conspiracy crimes and other related charges encompassing the conduct charged in the Indictment.

United States District Court )  
Northern District of Oklahoma ) SS

I hereby certify that the foregoing  
is a true copy of the original on file  
in this court.

Richard M. Lawrence, Clerk  
By [Signature]  
Deputy

TONY M. GRAHAM  
United States Attorney

[Signature]  
DAVID E. O'MEILIA  
Assistant United States Attorney

Being appraised of the grounds and reasons, leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the requested Indictment, without prejudice.

[Signature]  
United States District Judge

Date: 11-18-91

**FILED**

NOV 18 1991

**United States District Court**

FOR THE NORTHERN District of OKLAHOMA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

CARL ANTHONY BECKLES

(Name of Defendant)

**JUDGMENT IN A CRIMINAL CASE**

(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-085-001-B

Steve Gruebel (Court-Appointed)

Defendant's Attorney

**THE DEFENDANT:**

- ☐ pleaded guilty to count(s) \_\_\_\_\_
- ☒ was found guilty on count(s) One, Two, Three and Four of the Indictment, after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:2113(a)(d)	ARMED BANK ROBBERY	6-10-91	One and Three
18:924(c)(1)	CARRYING FIREARM DURING COMMISSION OF A CRIME	6-10-91	Two and Four

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984..

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_, and is discharged as to such count(s).
- ☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 200.00, for count(s) One, Two, Three and Four of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 072-48-6033Defendant's Date of Birth: 12-15-54

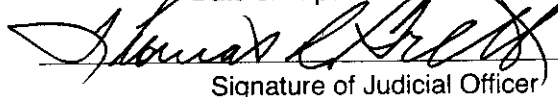
Defendant's Mailing Address:

Tulsa County Jail500 S. DenverTulsa, OK 74103

Defendant's Residence Address:

Tulsa County Jail500 S. DenverTulsa, OK 74103November 13, 1991

Date of Imposition of Sentence



Signature of Judicial Officer

United States District Court  
Northern District of Oklahoma**STHOMAS R. BRET, UNITED STATES DISTRICT JUDGE**

Name &amp; Title of Judicial Officer

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.November 18, 1991

Date

Richard M. Lawrence, Clerk

By   
Deputy

Defendant: BECKLES, Carl Anthony  
Case Number: 91-CR-085-001-B

Judgment—Page 2 of 5

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of three hundred fifty-one (351) months

- Count One - 51 months
- Count Two - 60 months (to run consecutive to sentence imposed in Counts One and Three)
- Count Three - 51 months (to run concurrent with sentence imposed in Count One)
- Count Four - 240 months (to run consecutive to sentence imposed in Count Two).

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☒ The defendant is remanded to the custody of the United States marshal.
- ☐ The defendant shall surrender to the United States marshal for this district,

- ☐ at \_\_\_\_\_ a.m. \_\_\_\_\_ p.m. on \_\_\_\_\_.
- ☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,
- ☐ before 2 p.m. on \_\_\_\_\_.
- ☐ as notified by the United States marshal.
- ☐ as notified by the probation office.

### RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: BECKLES, Carl Anthony  
Case Number: 91-CR-085-001-B

Judgment—Page 3 of 5

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_  
three (3) years.

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

Restitution as noted on page 4 of this Judgment.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement;
- 14) the defendant shall submit to random urinalysis testing as directed by the U. S. Probation Office.

Defendant: BECKLES, Carl Anthony  
Case Number: 91-CR-085-001-B

Judgment—Page 4 of 5

**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution</u></b>
Tulsa Federal Credit Union P.O. Box 267 Tulsa, OK 74101-0267	\$ 1,000.00
Cunis Bond Insurance Society P.O. Box 1084 Madison, Wisconsin 53701	3,623.00
American Savings Bank 6539 E. 31st St. Tulsa, OK 74145	<u>7,488.00</u>

TOTAL RESTITUTION: \$12,111.00

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:  
any remaining balance shall be paid as directed by the Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: BECKLES, Carl Anthony  
 Case Number: 91-CR-085-001-B

Judgment—Page 5 of 5

## STATEMENT OF REASONS

☐ The court adopts the factual findings and guideline application in the presentence report.

OR

☒ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

The Court found that Beckles did not obstruct justice and did not allow a two level increase.

## Guideline Range Determined by the Court:

Total Offense Level: 24

Criminal History Category: I

Imprisonment Range: ~~xxxxxx to xxxxxxxx months~~ Counts One and Three - 51 to 63 months;  
 Count Two - 60 months; and Count Four - 240 months.

Supervised Release Range: ~~xxxxxx to xxxxxx years~~ Counts One and Three - 3 to 5 years; Counts Two  
 and Four - 2 to 3 years.

Fine Range: \$ 10,000 to \$ 100,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 12,111.00

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

# United States District Court

NORTHERN

District of OKLAHOMA

UNITED STATES OF AMERICA

V.

KELLY JEAN HANSLOVAN

(Name of Defendant)

## JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-089-001-C

Craig Bryant

Defendant's Attorney

### THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of the Indictment  
☐ was found guilty on count(s) \_\_\_\_\_ after a  
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:USC:657	Embezzlement From Financial Institution	05-14-91	One

# FILED

NOV 18 1991

Richard M. Lawrence, Clerk  
 U. S. DISTRICT COURT  
 NORTHERN DISTRICT OF OKLAHOMA

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).  
☒ Count(s) Two and Three of the Indictment ~~(is)~~ (are) dismissed on the motion of the United States.  
☒ It is ordered that the defendant shall pay a special assessment of \$ 50.00, for count(s) One of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 446-64-3107Defendant's Date of Birth: 08-22-63

Defendant's Mailing Address:

Rt. 2, Box 677  
Collinsville, Oklahoma 74012

Defendant's Residence Address:

Same

November 13, 1991

Date of Imposition of Sentence

*[Signature]*  
 Signature of Judicial Officer

H. Dale Cook, Chief U.S. District Judge

Name &amp; Title of Judicial Officer

United States District Court  
 Northern District of Oklahoma )  
 I hereby certify that the foregoing  
 is a true copy of the original on file  
 in this Court.

Richard M. Lawrence, Clerk

By R. Miller

Date



Defendant: KELLY JEAN HANSLOVAN  
Case Number: 91-CR-089-001-C

Judgment—Page 2 of 5

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of One (1) day - time served credited

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☐ The defendant is remanded to the custody of the United States marshal.  
☐ The defendant shall surrender to the United States marshal for this district,

☐ at \_\_\_\_\_ a.m.  
\_\_\_\_\_ p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,  
☐ before 2 p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.  
☐ as notified by the probation office.

**RETURN**

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_  
\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: KELLY JEAN HANSLOV  
 Case Number: 91-CR-089-001-C

Judgment—Page 3 of 5

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_  
36 months

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions: \*

- ☐ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

\*Restitution in the amount of \$4,500 to be paid as directed by the U.S. Probation Office.  
 Defendant confined to home detention for the first two months and to abide by all conditions.  
 Defendant prohibited from being employed in a financial institution.  
 Defendant is to participate in a mental health program as directed by the U.S. Probation Office.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) You shall submit to urinalysis as directed by the U.S. Probation Office.

Defendant: KELLY JEAN HANSLOVAN  
Case Number: 91-CR-089-001-C

Judgment—Page 4 of 5**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

**Name of Payee****Amount of Restitution**

Cumas Insurance Society, Inc.  
%Subrogation Department  
Reference # B388051  
P. O. Box 1221  
Madison, Wisconsin 53701

\$4,500.00

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☒ in equal monthly installments over a period of 36 months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☐ in installments according to the following schedule of payments:

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: KELLY JEAN HANSLOVAN  
Case Number: 91-CR-089-001-C

Judgment—Page 5 of 5

### STATEMENT OF REASONS

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

#### Guideline Range Determined by the Court:

Total Offense Level: 6

Criminal History Category: I

Imprisonment Range: 0 to 6 months

Supervised Release Range: 3 to 5 years

Fine Range: \$ 1,000 to \$ 13,500

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 4,500

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range; that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance,

☐ for the following reason(s):

**FILED**

NOV 15 1991

**United States District Court**

NORTHERN

District of

OKLAHOMA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

ROGER D. SMITH

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-023-003-E

(Name of Defendant)

Pete Silva, Jr.

Defendant's Attorney

**THE DEFENDANT:**

☒ pleaded guilty to count(s) One and Five of the Indictment  
☐ was found guilty on count(s) \_\_\_\_\_ after a  
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
21:846 & 441	Conspiracy to Distribute Controlled Substances	02-16-91	1
18:924(c)	Use of a Firearm During a Drug Trafficking Crime	02-16-91	5

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant has been found not guilty on count(s) \_\_\_\_\_  
 and is discharged as to such count(s).  
☒ Count(s) Two, Three & Four of the Indictment (are) dismissed on the motion of the United States.  
☒ It is ordered that the defendant shall pay a special assessment of \$ 100.00, for count(s)  
One and Five of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 442-48-9949Defendant's Date of Birth: 09-04-47

Defendant's Mailing Address:

4307 So. OwassoTulsa, Oklahoma 74105

Defendant's Residence Address:

Same

November 8, 1991

Date of Imposition of Sentence



Signature of Judicial Officer

James O. Ellison, U.S. District Judge

Name &amp; Title of Judicial Officer

Date

Defendant: ROGER D. SMITH  
Case Number: 91-CR-023-003-E

Judgment—Page 2 of 4**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 18 months

Count 1 - One year custody

Count 5 - Six months custody to run consecutive to the sentence imposed in Count 1

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☐ The defendant is remanded to the custody of the United States marshal.  
☒ The defendant shall surrender to the United States marshal for this district,

☒ at 12:00 ~~XXX~~ p.m. on 01-02-92

☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,

☐ before 2 p.m. on \_\_\_\_\_

☐ as notified by the United States marshal.

☐ as notified by the probation office.

**RETURN**

I have executed this judgment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at

\_\_\_\_\_, with a certified copy of this judgment.

United States Marshal

By \_\_\_\_\_  
Deputy Marshal

## SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_

60 months

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

## STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) You shall submit to urinalysis as directed by the U.S. Probation Office.

Defendant: ROGER D. SMITH  
Case Number: 91-CR-023-003-E

Judgment—Page 4 of 4

### STATEMENT OF REASONS

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

#### Guideline Range Determined by the Court:

Total Offense Level: 30

Criminal History Category: I

Imprisonment Range: ~~XX~~ ~~XXXXXX~~

Ct. 1 - 97 to 121 months

Ct. 5 - Mandatory 5 yrs. consecutive to Ct. 1

Supervised Release Range: ~~XX~~ ~~years~~

Ct. 1 - At least 5 yrs.

Ct. 5 - 2 to 3 yrs.

Fine Range: \$ 17,500 to \$ 4,000,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$

☐ Full restitution is not ordered for the following reason(s):

☐ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☒ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):



# United States District Court

NORTHERN

District of

OKLAHOMA

UNITED STATES OF AMERICA

V.

Frank G. Burns

(Name of Defendant)

## JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-062-001-C

Cynthia Phillips

Defendant's Attorney

### THE DEFENDANT:

- ☒ pleaded guilty to count(s) One and Two of the Indictment
- ☐ was found guilty on count(s) \_\_\_\_\_ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:USC:922(a)(6)	False Statement to Licensed Firearms Dealer	01-22-91	One & Two

**FILED**

**NOV 15 1991**

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).
- ☒ Count(s) Three & Four of the Indictment ~~(is)~~ (are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 100.00, for count(s) One and Two of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 444-76-4620Defendant's Date of Birth: 07-27-63

Defendant's Mailing Address:

Rt. 1, Box 430Sand Springs, Oklahoma

Defendant's Residence Address:

Same

United States District Court )  
Northern District of Oklahoma ) SS

I hereby certify that the foregoing  
is a true copy of the original or file  
in this Court.

Richard M. Lawrence, Clerk

By R. Miller  
Deputy

November 13, 1991

Date of Imposition of Sentence

H. Dale Cook  
Signature of Judicial Officer

H. Dale Cook, Chief U.S. District Judge  
Name & Title of Judicial Officer

Date

Defendant: BURNS, Frank G.  
Case Number: 91-CR-062-001-C

Judgment—Page 2 of 4

### PROBATION

The defendant is hereby placed on probation for a term of 36 months.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. That the defendant be ordered to spend the first four (4) months of probation in home detention as directed by the U.S. Probation Office.
2. That the defendant participate in a drug aftercare program, including urinalysis, at the direction of the U.S. Probation Office.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

Defendant: BURNS, Frank G.  
Case Number: 91-CR-062-001-C

Judgment—Page 3 of 4**FINE**

The defendant shall pay a fine of \$ 250.00. The fine includes any costs of incarceration and/or supervision.

☒ This amount is the total of the fines imposed on individual counts, as follows:

Counts One and Two

☐ The court has determined that the defendant does not have the ability to pay interest. It is ordered that:

- ☐ The interest requirement is waived.
- ☐ The interest requirement is modified as follows:

This fine plus any interest required shall be paid:

- ☐ in full immediately.
- ☐ in full not later than \_\_\_\_\_.
- ☒ in equal monthly installments over a period of 36 months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.
- ☐ in installments according to the following schedule of payments:

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: BURNS, Frank G.  
Case Number: 91-CR-062-001-C

Judgment—Page 4 of 4**STATEMENT OF REASONS**

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

**Guideline Range Determined by the Court:**Total Offense Level: 4Criminal History Category: IIIImprisonment Range: 0 to 6 monthsSupervised Release Range: 2 to 3 yearsFine Range: \$ 250 to \$ 5,000

☐ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ \_\_\_\_\_

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

**FILED**

NOV 14 1991

UNITED STATES OF AMERICA,

Plaintiff,

vs.

WAUNEVA ELIZABETH HARP,

Defendant.

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

Case No. 91-CR-24-B

ORDER

NOW ON this <sup>14th</sup> ~~8th~~ day of <sup>November</sup> ~~August~~, 1991 the Defendant Wauneva Elizabeth Harp's oral motion for acquittal pursuant to Rule 29 of the Federal Rules of Criminal Procedure is sustained.

  
JUDGE OF THE DISTRICT COURT

DUKE HOLDEN OBA#10076  
1420 Linwood Blvd.  
Oklahoma City, OK 73106  
405-232-2694

**FILED****United States District Court**

NOV 14 1991

NORTHERN District of OKLAHOMA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)Kelly Diane Roberts aka  
Kelly Diane Pflieger  
(Name of Defendant)

Case Number: 91-CR-115-B

Pete Silva

Defendant's Attorney

**THE DEFENDANT:**☒ pleaded guilty to count(s) One of the Information  
☐ was found guilty on count(s) \_\_\_\_\_ after a  
plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
15:78jjj(c)(1)(C)(vi)	False Statement Relating to Affairs of Debtor in Connection with Liquidation Proceedings of Securities Brokerage	9-12-89	1

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).
- ☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Information, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 447-62-8976Defendant's Date of Birth: 1-14-60

Defendant's Mailing Address:

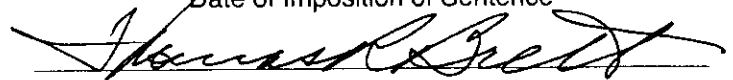
6922 S. 28th W. AvenueTulsa, Oklahoma 74132

Defendant's Residence Address:

Same

November 13, 1991

Date of Imposition of Sentence

Signature of Judicial Officer  
The Honorable Thomas R. Brett  
U.S. District Judge

Name &amp; Title of Judicial Officer

Nov 14, 1991

Date

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By 

jmw

Defendant: Kelly Diane Roberts aka Pflieger  
Case Number: 91-CR-115-B

Judgment—Page 2 of 4

### PROBATION

The defendant is hereby placed on probation for a term of three years.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. The defendant shall serve three months community confinement at the Salvation Army commencing Monday, December 2, 1991. The defendant is to report by 11:00 a.m.
2. Following her release from the Salvation Army, the defendant is to serve three months home confinement. Electronic monitoring will be at the discretion of the U.S. Probation Office.
3. The defendant is to pay restitution in the amount of \$95,807.75 to P. David Newsome, Jr., Trustee for the Liquidation of Fitzgerald, DeArmen and Roberts. Restitution is to be paid as directed by the U.S. Probation Office.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis testing as directed by U.S. Probation Office.

Defendant: Kelly Diane Roberts aka Pflieger  
Case Number: 91-CR-115-B

Judgment—Page 3 of 4

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution</u></b>
P. David Newsome, Jr. Trustee for the Liquidation of Fitzgerald, DeArmen and Roberts 6450 S. Lewis, Suite 120 Tulsa, Oklahoma 74136	\$95,807.75

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments:

As directed by U.S. Probation Office

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:



Defendant: Kelly Diane Roberts aka Pflieger  
Case Number: 91-CR-115-B

Judgment—Page 4 of 4**STATEMENT OF REASONS**

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

**Guideline Range Determined by the Court:**Total Offense Level: 11Criminal History Category: IImprisonment Range: 8 to 14 monthsSupervised Release Range: 2 to 3 yearsFine Range: \$ 3,818.96 to \$ 191,615.50

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 95,807.75

☐ Full restitution is not ordered for the following reason(s):

☐ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range downward by 2 offense level points giving a total offense level of 9 and a range of imprisonment of 4 to 10 months.

☐ upon motion of the government, as a result of defendant's substantial assistance.

☒ for the following reason(s):

1. The defendant's actions are considered aberrant behavior and not indicative of the defendant's normal behavior.

2. The defendant has a nine month old child at home.

**FILED****United States District Court**

NOV 14 1991

NORTHERN

District of OKLAHOMA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

Richard R. Bell

Case Number: 90-CR-05-001-B

(Name of Defendant)

Allen Smallwood

Defendant's Attorney

## THE DEFENDANT:

- ☐ pleaded guilty to count(s) \_\_\_\_\_
- ☒ was found guilty on count(s) Two - Ten of the Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:287 & 2	Fraudulent Claims & Aiding and Abetting	10-20-88	Two, Three and Four
18:1341	Mail Fraud	12/88	Five through Ten

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☒ The defendant has been found not guilty on count(s) One of the Indictment, and is discharged as to such count(s).
- ☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 450, for count(s) Two through Ten, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 440-42-5331Defendant's Date of Birth: 10-26-41

Defendant's Mailing Address:

P. O. Box 315  
Vinita, OK 74301

Defendant's Residence Address:

same

November 13, 1991

Date of Imposition of Sentence

Signature of Judicial Officer

United States District Court )  
Northern District of Oklahoma )SS. Thomas R. Brett, U. S. District Judge

Name &amp; Title of Judicial Officer

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By H. OvertonDate Nov. 14, 1991

Defendant: Richard R. Bell  
Case Number: 90-CR-05-01-B

Judgment—Page 2 of 5

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of twenty-one months

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☒ The defendant is remanded to the custody of the United States marshal.  
☐ The defendant shall surrender to the United States marshal for this district,

☐ at \_\_\_\_\_ a.m. \_\_\_\_\_  
☐ p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,  
☐ before 2 p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.  
☐ as notified by the probation office.

### RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: Richard R. Bell  
Case Number: 90-CR-05-01 -B

Judgment—Page 3 of 5**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_

three years

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

Restitution as noted on Page 4 of the Judgment Order.

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis at the discretion of the U. S. Probation Office.

Defendant: Richard R. Bell  
Case Number: 90-CR-05-01-B

Judgment—Page 4 of 5**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution</u></b>
Federal Aviation Administration Aircraft/Interfacility Branch 800 Independence Avenue S. W. Washington, D.C. 20591	\$420,007.50

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments: as per United States Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: Richard R. Bell  
Case Number: 90-CR-05-01-B

Judgment—Page 5 of 5

**STATEMENT OF REASONS**

☐ The court adopts the factual findings and guideline application in the presentence report.

OR

☒ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary): Paragraph Eight of the report. The Court found that the loss to the Federal Aviation Administration was \$807,015, 72% of \$1,166,687, not \$6,048,000, or 72% of \$8,400,000. The guideline range was recalculated accordingly.

**Guideline Range Determined by the Court:**

Total Offense Level: 16

Criminal History Category: I

Imprisonment Range: 21 to 27 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 6,000 to \$ 1,680,030

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 420,007.50

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

NOV 14 1991

## United States District Court

NORTHERN

District of

OKLAHOMA

Richard M. Lawrence, Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

OF ACQUITTAL  
**JUDGMENT/IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

Rickey Michael Weaver

Case Number: 91-CR-103-002-B

(Name of Defendant)

W. Creekmore Wallace

Defendant's Attorney

## THE DEFENDANT:

- ☐ pleaded guilty to count(s) \_\_\_\_\_ after a  
☐ was found guilty on count(s) \_\_\_\_\_ plea of not guilty.

Accordingly, the defendant is adjudged guilty of each count(s) which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:242 & 2	Aiding and Abetting Deprivation of Rights Under Color of Law	5-28-89	Two
18:924(c)(1)	Use of Firearm During Commission of a Crime of Violence	5-28-89	Three

The defendant is sentenced as provided in pages 2 through N/A of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☒ The defendant has been found not guilty on count(s) Two & Three of the Indictment, and is discharged as to such count(s).  
☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.  
☐ It is ordered that the defendant shall pay a special assessment of \$ \_\_\_\_\_, for count(s) \_\_\_\_\_, which shall be due ☐ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 446-56-8835

Defendant's Date of Birth: 4-8-54

11-13-91

Defendant's Mailing Address:

Date of Imposition of Sentence of Acquittal

1928 Vallen Road  
Sapulpa, Oklahoma 74066

Defendant's Residence Address:

Same

United States District Court  
Northern District of Oklahoma ) ss

The Honorable Thomas R. Brett

U.S. District Judge

Name &amp; Title of Judicial Officer

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

NOV. 14, 1991

Date

Richard M. Lawrence, Clerk

By [Signature]  
Deputy

JMW

FILED

## United States District Court

NOV 14 1991

NORTHERN

District of OKLAHOMA

Richard M. Lawrence, Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

LOUIE R. MURRAY III

JUDGMENT/IN A CRIMINAL CASE  
(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-103-001-B

(Name of Defendant)

Jim Heslet

Defendant's Attorney

## THE DEFENDANT:

- ☐ pleaded guilty to count(s) \_\_\_\_\_
- ☐ was found guilty on count(s) \_\_\_\_\_ after a plea of not guilty.

~~X According to the defendant's admission of guilt on these counts, which involve the following offenses:~~

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:242	Deprivation of Rights Under Color of Law	5-28-89	One & Two
18:924(c)(1)	Use of Firearm During Commission of a Crime of Violence	5-28-89	Three

The defendant is sentenced as provided in pages 2 through N/A of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☒ The defendant has been found not guilty on count(s) One, Two & Three of the Indictment and is discharged as to such count(s).
- ☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.
- ☐ It is ordered that the defendant shall pay a special assessment of \$ \_\_\_\_\_, for count(s) \_\_\_\_\_, which shall be due ☐ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No. 546-82-9639Defendant's Date of Birth: 11-30-52

Defendant's Mailing Address:

1497 East 137th E. PlaceGlenpool, Oklahoma

Defendant's Residence Address:

Same

November 13, 1991

Date of Imposition of Sentence of Acquittal

*Thomas R. Brett*  
Signature of Judicial Officer  
The Honorable Thomas R. Brett  
U.S. District Judge

Name &amp; Title of Judicial Officer

Date

jmw

By *[Signature]*  
Richard M. Lawrence, Clerk



UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

**FILED**

**NOV 13 1991**

Richard M. Lawrence, Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RICHARD DELISI,

Defendant.

No. 87-CR-149-03-E

MOTION AND ORDER OF DISMISSAL

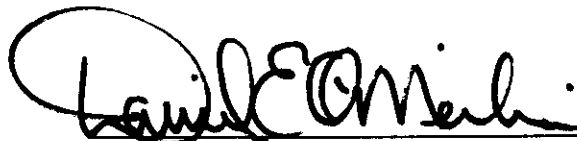
Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss without prejudice the Indictment against Richard Delisi, defendant.

TONY M. GRAHAM  
United States Attorney

**FILED**

**NOV 18 1991**

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA



DAVID E. O'MEILIA  
Assistant United States Attorney

Leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the requested Indictment, without prejudice.

JAMES O. ELISON

United States District Judge

Date:

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED

NOV 13 1991

RICHARD M. LAWRENCE  
CLERK  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OK

CASE NO. 91-CR-106-OF OK

UNITED STATES OF AMERICA,

V.

GEORGE MICHAEL MALONE  
a/k/a MIKE MALONE

ORDER

This matter comes on for consideration upon the Ex Parte Application Of George Michael Malone For Hearing Conference With The Court Concerning Defendant's Participation At Trial.

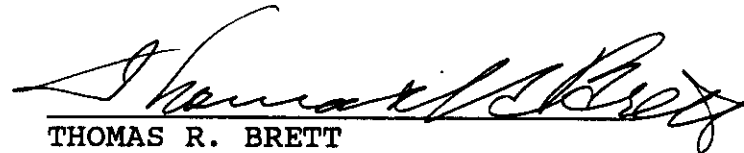
Defendant George Michael Malone is charged with bank robbery and the use of a firearm in connection with the commission of a crime of violence in connection with the robbery of a Cimmaron Federal Savings & Loan, in Vinita, Oklahoma, in 1991. Defendant desires to participate in his own defense at the trial to the extent of presenting opening statement and/or closing argument. In other respects, Defendant desires appointed counsel to represent him.

In his brief in support of such application, Defendant correctly states the applicable law which is that hybrid representation is permissible but discretionary with the Court. United States v. Bennett, 539 F.2d 45, 49 (10th Cir.1976); United States v. Hill, 526 F.2d 1019, 1024-25 (10th Cir.1976).

Upon consideration the Court concludes Defendant's Application for Hearing Conference on this issue should be denied and the same is hereby DENIED. Further, the Court concludes Defendant's request to

participate in his own defense at the trial to the extent of presenting the opening statement and/or closing argument should be and the same is hereby DENIED.

IT IS SO ORDERED, this 13<sup>th</sup> day of November, 1991.

  
THOMAS R. BRETT  
UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED  
NOV 13 1991  
Richard M. Lawrence, Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
RICHARD R. BELL and  
GEORGE L. BOHL,  
Defendants.

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No. 90-CR-105-B ✓

O R D E R

On November 1, 1991, this Court entered its Order denying Defendants' Rule 29 and Rule 33 Motions. On November 6, 1991, Defendants filed a Joint Motion For Judgment Of Acquittal Or, In The Alternative, For A New Trial Based Upon Newly Discovered Evidence. In such pleadings, Defendants acknowledge the Court's November 1, 1991 Order, submitting that errors were made therein, issues and facts overlooked or misapprehended, further stating that its present motion may be alternatively considered a motion for reconsideration.

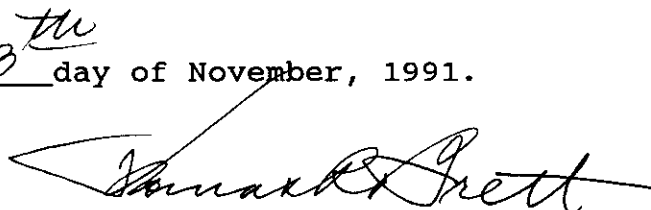
Every motion filed with the Clerk of this Court, no matter whether meritorious, repetitious or frivolous, requires some portion of this Court's limited resources. Motions to reconsider have become somewhat routine. Notwithstanding, the Court has carefully reviewed the instant motion because of the unusual circumstance of "evidence" not being available to Defendants, because of the unawareness by the prosecutor of such evidence, until after trial.

After careful review of Defendants' pending motion, the Court concludes that it has previously ruled upon substantially all the matters raised by Defendants' current motion. The Court considers the motion one for reconsideration of its Order of November 1, 1991.

The Court has previously concluded, and concludes again, that the additional evidence of the 14 "other" towers, 9 of which were tested, 4 being "good" towers, would not have resulted in a different result than that taken by the Grand Jury nor in a different verdict than that rendered by the petit jury. The Court concludes an ample record exists establishing the guilt of these Defendants.

Therefore, the Court concludes the Defendants' Joint Motion For Judgment Of Acquittal Or Motion For New Trial, considered herein as a motion for reconsideration, should be and the same is hereby DENIED.

IT IS SO ORDERED, this 13<sup>th</sup> day of November, 1991.

A handwritten signature in dark ink, appearing to read "Thomas R. Brett", is written over a horizontal line.

THOMAS R. BRETT  
UNITED STATES DISTRICT JUDGE

FILED

## United States District Court

NOV 7 1991

NORTHERN District of OKLAHOMA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

DENNIS CHARLES CRAMER

## JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-095-001-E

(Name of Defendant)

William D. Lunn

Defendant's Attorney

## THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of the Indictment
- ☐ was found guilty on count(s) \_\_\_\_\_ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:1709	Theft of Mail by a Postal Employee	4-26-91	1

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).
- ☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) one of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 441-66-9445Defendant's Date of Birth: 10-30-59

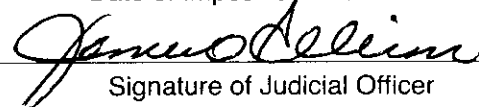
Defendant's Mailing Address:

Rt 1, Box 1397Ramona, Oklahoma 74061

Defendant's Residence Address:

SameNovember 5, 1991

Date of Imposition of Sentence



Signature of Judicial Officer

The Honorable James O. Ellison  
U.S. District Judge

Name &amp; Title of Judicial Officer

11/6/91

Date

By \_\_\_\_\_

Deputy

Defendant: Dennis Charles Cramer  
Case Number: 91-CR-095-001-E

Judgment—Page 2 of 4**PROBATION**

The defendant is hereby placed on probation for a term of 3 years.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit for urinalysis testing as directed by U.S. Probation Office.

Defendant: Dennis Charles Cramer  
Case Number: 91-CR-095-001-E

Judgment—Page 3 of 4

**FINE**

The defendant shall pay a fine of \$ 500.00 . The fine includes any costs of incarceration and/or supervision.

☒ This amount is the total of the fines imposed on individual counts, as follows:

Count 1 of the Indictment

☒ The court has determined that the defendant does not have the ability to pay interest. It is ordered that:

- ☒ The interest requirement is waived.  
☐ The interest requirement is modified as follows:

This fine plus any interest required shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments: as directed by the Probation Office.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.



Defendant: Dennis Charles Cramer  
Case Number: 91-CR-095-001-E

Judgment—Page 4 of 4

**STATEMENT OF REASONS**

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

**Guideline Range Determined by the Court:**

Total Offense Level: 05

Criminal History Category: I

Imprisonment Range: 0 to 6 months

Supervised Release Range: to years Optional

Fine Range: \$ 313 to \$ 5,000

☐ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EARL JIMMY BROWN,

Defendant.

No. 91-CR-94-E

O R D E R

Now on this 6<sup>th</sup> day of November, 1991, for good cause being  
shown, the plaintiff's motion to dismiss without prejudice the  
indictment against defendant, EARL JIMMY BROWN, is granted.

IT IS SO ORDERED.

---

JAMES O. ELLISON  
United States District Judge

# United States District Court

FOR THE NORTHERN District of OKLAHOMA

FILED

NOV 6 1991

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

KIMBERLY RENEE LEWIS,  
A/K/A KIM RENEE LEWIS,

(Name of Defendant)

**JUDGMENT IN A CRIMINAL CASE**

(For Offenses Committed On or After November 1, 1987)

Case Number: 90-CR-057-001-C

Charles Whitman (Court-Appointed)

Defendant's Attorney

## THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of the Indictment
- ☐ was found guilty on count(s) \_\_\_\_\_ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number
18:371 and 20:1097	CONSPIRACY TO DEFRAUD U. S. GOVERNMENT	June 2, 1989	One
	USE OF FORGERY TO OBTAIN STUDENT ASSISTANCE LOANS	June 2, 1989	One

The defendant is sentenced as provided in pages 2 through 7 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).
- ☒ Count(s) One of 91-CR-032-001-C (is) ~~(are)~~ dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 444-64-5023Defendant's Date of Birth: 03-27-59

Defendant's Mailing Address:

c/o Tulsa County Jail  
500 S. Denver  
Tulsa, OK 74103

Defendant's Residence Address:

c/o Tulsa County Jail  
500 S. Denver  
Tulsa, OK 74103

October 31, 1991

Date of Imposition of Sentence

Signature of Judicial Officer

H. DALE COOK, CHIEF U. S. DISTRICT JUDGE

Name &amp; Title of Judicial Officer

Date

Richard M. Lawrence, Clerk  
By R. Miller  
Deputy

Defendant: LEWIS, Kimberly Renee  
Case Number: 90-CR-057-001-C

Judgment—Page 2 of 7

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of thirty-two (32) months.

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☒ The defendant is remanded to the custody of the United States marshal.  
☐ The defendant shall surrender to the United States marshal for this district,

- ☐ at            a.m. on             
☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,  
☐ before 2 p.m. on             
☐ as notified by the United States marshal.  
☐ as notified by the probation office.

### RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on            to            at

          , with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By             
Deputy Marshal

Defendant: LEWIS, Kimberly Renee  
Case Number: 90-CR-057-001-C

Judgment—Page 3 of 7

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_  
three (3) years.

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to random urinalysis testing as directed by the U. S. Probation office.

Defendant: LEWIS, Kimberly Renee  
Case Number: 90-CR-057-001-C

Judgment—Page 4 of 7

### RESTITUTION AND FORFEITURE

#### RESTITUTION

☒ The defendant shall make restitution to the following persons in the following amounts:

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Stillwater National Bank Attn: Tina Swafford P.O. Box 1986 Stillwater, Oklahoma 74076	\$ 4,830.92
United Student Aid Funds Bank of Horton, Kansas Attn: Leanne Jonelis 8115 Knue Road Indianapolis, Indiana 42650	\$10,744.59

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
☒ in installments according to the following schedule of payments: upon release from custody, as directed by the U. S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

#### FORFEITURE

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: LEWIS, Kimberly Renee  
Case Number: 90-CR-057-001-C

Judgment—Page 5 of 7

### STATEMENT OF REASONS

☐ The court adopts the factual findings and guideline application in the presentence report.

OR

☒ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

(SEE ATTACHMENT A)

#### Guideline Range Determined by the Court:

Total Offense Level: 11

Criminal History Category: IV

Imprisonment Range: 18 to 24 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 2,000 to \$ 52,744.95

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 15,605.51

☐ Full restitution is not ordered for the following reason(s):

☐ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☒ for the following reason(s): (SEE ATTACHMENT B)

**ATTACHMENT A**  
**TO**  
**JUDGMENT IN A CRIMINAL CASE**  
**LEWIS, Kimberly Renee**  
**Docket No. 90-CR-057-001-C**

The Court adopts the presentence report with the exception of paragraphs 18 and 26, both of which pertain to the issue of the defendant's acceptance of responsibility for her involvement in this offense. The Court finds that the defendant has accepted responsibility for her involvement in this offense and that she should be given a two level reduction in her total offense level. Rather than an offense level of 13, the Court finds that an offense level of 11 is appropriate. Combined with a Criminal History Category of IV, the defendant's corresponding guideline range of imprisonment is 18 to 24 months.



**ATTACHMENT B  
TO  
JUDGMENT IN A CRIMINAL CASE  
LEWIS, Kimberly Renee  
Docket No. 90-CR-057-001-C**

Based upon reliable information, the Court finds that the defendant's Criminal History Category of IV neither adequately reflects the seriousness of the defendant's past criminal conduct, nor the likelihood that she will commit other crimes in the future. The Court finds, as detailed in the presentence report in Part F., Factors That May Warrant Departure, that there are at least two aggravating factors, recognized by the Guidelines Manual as possible factors that may warrant a departure, that are not included in the calculation of the defendant's criminal history. Based upon those two factors, the Court concludes that an upward departure is warranted in this case. First, the defendant committed this offense while she was out of jail and on bond on another unrelated state felony offense. Second, after committing this offense, the defendant committed numerous additional non-charged criminal acts in various states against at least five victims.

In order to determine a point to which to depart, the Court analogizes these two aggravating factors to similar conduct for which the Guidelines assign criminal history points when calculating a defendant's criminal history score. The Court draws an analogy between the defendant committing the instant offense while out on bond on another charge to Guideline Section 4A1.1(d), which provides two criminal history points for committing an offense while under any criminal history sentence. The Court assigns two additional criminal history points for this aggravating factor. In addition, the Court finds that the defendant's multiple non-charged criminal acts, similar in nature to the instant offense, should be considered when determining her criminal history category. This additional non-charged criminal conduct is analogous to another criminal conviction and, therefore, additional criminal history points should be assigned for such conduct. A conservative comparison is drawn between the non-charged criminal conduct and a conviction under Guideline Section 4A1.1(c), which provides one criminal history point for a sentence resulting in either probation or a sentence of imprisonment less than sixty days. Therefore, one additional criminal history point is conservatively assigned to this non-charged criminal conduct.

When these three additional criminal history points are added to the nine undisputed criminal history points already identified in the presentence report, the total is twelve criminal history points. Based upon twelve criminal history points, the Court arrives at a new Criminal History Category of VI. The Court finds that the Criminal History Category of VI is appropriate and more adequately reflects the defendant's actual criminal conduct and the frequency with which she commits crimes. When combined with an offense level of 11, the Court arrives at a guideline range of imprisonment of 27 to 33 months. The Court departs to a sentence of 32 months of imprisonment, which is within the guideline range corresponding to a Criminal History Category of VI.

# United States District Court

NORTHERN

District of

OKLAHOMA

UNITED STATES OF AMERICA

V.

SHELLY JO GILES

(Name of Defendant)

## ACQUITTAL OF JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-102-C

N. FRANKLIN CASEY

Defendant's Attorney

### THE DEFENDANT:

- ☐ pleaded guilty to count(s) \_\_\_\_\_ after a  
☐ was found guilty on count(s) \_\_\_\_\_ plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s) which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:657	Embezzlement from Financial Institution	3-28-91	1

# FILED

NOV 6 1991

Richard L. Lawrence, Clerk  
 U. S. DISTRICT COURT  
 NORTHERN DISTRICT OF OKLAHOMA

The defendant is sentenced as provided in pages 2 through \_\_\_\_\_ of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☒ The defendant has been found not guilty on count(s) One of the Indictment, and is discharged as to such count(s).  
☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.  
☐ It is ordered that the defendant shall pay a special assessment of \$ \_\_\_\_\_, for count(s) \_\_\_\_\_, which shall be due ☐ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 447-78-7780

Defendant's Date of Birth: 5-5-66

Defendant's Mailing Address:

12348 East 13th Place  
 Tulsa, Oklahoma

Defendant's Residence Address:

Same

October 31, 1991

Date of Imposition of Sentence

*H. Dale Cook*  
 Signature of Judicial Officer  
 The Honorable H. Dale Cook  
 Chief, U.S. District Judge

Name &amp; Title of Judicial Officer

Date

FILED

Richard M. Lawrence, Clerk  
U.S. DISTRICT COURT  
Northern District of California

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No. 87-CR-157-02-E

# ORDER REVOKING SUPERVISED RELEASE

The above cause came before the court on October 31, 1991 pursuant to the United States Probation Office's Petition for Revocation of Supervised Release, the Plaintiff, United States of America, present and represented by Assistant United States Attorney, David E. O'Meilia and the defendant John Fitzgerald Brown, personally present and represented by appointed counsel, Craig Bryant, Assistant Federal Public Defender, and the evidence admitted was as follows:

1) Both parties stipulated that on February 9, 1988, the defendant, John Fitzgerald Brown, after previously pleading guilty to Accessory After the Fact to Possession With Intent to Distribute Schedule II Controlled Substance, was sentenced by the Court to one year and one day custody, followed by a four year term of Supervised Release.

Defendant Brown began his four year period of Supervised Release on June 25, 1988, with supervision being provided by the Central District of California, Los Angeles.

2) The government offered and the court received into evidence, without objection by defendant, plaintiff's Exhibits A-1,

A-2, B and C. Exhibits A-1, B and C are certified copies of Abstracts of Judgments of either conviction or revocation of probation on convictions for criminal offenses from the State of California committed by defendant during the period of his Supervised Release in this case. Exhibit A-2 contained uncertified docket sheets and judgment of conviction in two felony motor vehicle violations relating to the certified Exhibit A-1.

After hearing the evidence and examining the four documentary exhibits, the court finds as follows:

1. On September 5, 1989, defendant Brown pled guilty to two charges, the first, Taking a Vehicle Without Owner's Consent, and the second, Burglary From a Motor Vehicle, in Superior Court of California, Los Angeles County, case number YA00517-01. Brown was represented by an attorney, and was sentenced on September 26, 1989. He was sentenced to 270 days in Los Angeles County jail followed by a three year term of Probation, credited with 81 days custody.

2. On September 28, 1989, Brown pled guilty in Municipal Court Compton Division, Los Angeles, California, to the misdemeanor offense of Under the Influence of a Controlled Substance, in case number A 650984. Municipal Court sentenced Brown to a one year term of Probation, and ordered that he participate in drug counseling. After Brown's failure to participate in drug counseling, and a positive urinalysis for marijuana on April 5, 1990, a petition to revoke probation was filed. On May 9, 1990, Brown was sentenced to a three year term of summary probation, and

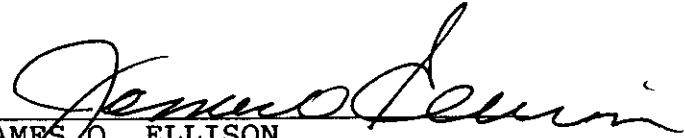
60 days in the County Jail. He was given credit for 46 days custody.

3. On July 6, 1990, Brown was charged in Los Angeles County, Compton Division 1, case number TA 007570, with Taking a Vehicle Without Owner's Consent. On August 28, 1990, defendant Brown was sentenced to two years custody in TA 007570 and his probation revoked in YA00517-01 to run concurrently.

4. That defendant John Fitzgerald Brown has violated the Rules and Conditions of Probation previously imposed by this Court by committing violations of both state and municipal laws.

WHEREFORE IT IS ORDERED that the supervised release is hereby revoked and defendant John Fitzgerald Brown is sentenced to a term of 18 months custody in the United States Bureau of Prisons.

Dated this 4<sup>th</sup> day of November, 1991.

  
JAMES O. ELLISON  
United States District Judge

United States District Court ) SS  
Southern District of California )  
FILED )  
Is a true and correct copy of the original on file  
in this Court.

John A. Silver, Clerk  
By   
Deputy

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED

NOV 5 1991

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA, )

Plaintiff-Respondent, )

vs. )

ROBERT L. GLOVER, )

Defendant-Petitioner. )

No. 91-C-171-E  
89-CR-56-02-E

ORDER

The Court has for consideration Defendant's \$2255 Motion to Vacate, Set Aside or Correct Sentence. 28 U.S.C. §2255. Defendant presents several theories in support of his motion which the Court will address in turn.

Defendant was charged in 1989 with conspiracy to manufacture and distribute five pounds of methamphetamine and distribution of methamphetamine, a Schedule II controlled substance. Defendant first argues that a) under the Controlled Substances Act ("Act") at 21 U.S.C. §811(g)(1), a non-narcotic substance that is lawfully sold over the counter without a prescription must be excluded from the provisions of the Act; b) methamphetamine, as a component element of the over-the-counter medications Rynal and Vicks Inhaler, is such a substance; c) possession of methamphetamine, therefore, cannot be unlawful under the provisions of the Act; d) thus, the Attorney General's attempt to list methamphetamine as a Schedule II controlled substance exceeded its authority; and e) therefore, Defendant's conviction for conspiracy to manufacture with intent to distribute methamphetamine should be vacated because

the conduct for which he was indicted did not involve prohibited acts under the statute.

As the Eighth Circuit noted in the Roark case, the relevant regulations draw a reasonable distinction between methamphetamine itself (including its isomers, salts or salts of its isomers), a controlled substance under 21 C.F.R. §1308.12(d) and its trace appearance in combination with other ingredients in Vicks Inhalers, an excluded substance pursuant to 21 C.F.R. 1308.22, U.S. v. Roark, 924 F.2d 1426, 1428 n. 2 (8th Cir. 1991). Let it be recalled that the express purpose of the Controlled Substance Act was to curtail the improper use of substances which have been found to have a "substantial and detrimental effect on the health and general welfare of the American people." 21 U.S.C. §801(2). The distinction between methamphetamine as a controlled substance and its minimal presence in Vicks Inhaler comports precisely with the intent of Congress to distinguish between those drugs which have a "useful and legitimate medical purpose" and those drugs, produced for "nonscientific and nonmedical purposes" which pose a health risk to the populace. 21 U.S.C. §801(1); 801 a(1). This Court concludes, therefore, that methamphetamine is permissibly classified as a Schedule II controlled substance.

But, Defendant next argues that methamphetamine was not properly classified as a Schedule II controlled substance because the agencies did not follow the procedures mandated by §812(b) of the Controlled Substance Act and the relevant sections of the Administrative Procedures Act. 5 U.S.C. §§551-559. The

reclassification of methamphetamine from a Schedule III to a Schedule II substance was accomplished on July 7, 1991. See 36 Fed.Reg. 12,734 (1971) and 21 C.F.R. §1308.12(d)(1972). The argument that the procedure employed in the reclassification was improper has been considered and rejected by the Eighth Circuit in Roark and by the Ninth Circuit in United States v. Kendall. This Court has reviewed the analyses of these Circuits and concludes that their findings on the procedural issue are persuasive.

Defendant argues, tangentially, that while the Code of Federal Regulations (C.F.R.) lists methamphetamine as a Schedule II substance, the United States Code (U.S.C.), which takes precedence over the C.F.R., does not. Therefore, Defendant asserts, methamphetamine remains a Schedule III substance as designated by Congress in the U.S.C. The Court must take exception to Defendant's analysis. Section 812(a) of the U.S.C. at Title 21 specifically states "Schedules I, II, III, IV and V shall, unless and until amended pursuant to Section 811 of this title consist of the following ..." (emphasis added). Pursuant to Section 811, Schedule II has been amended. Schedule II found in the C.F.R. now supersedes the original Schedule II classification found in the U.S.C. See U.S. v. Schrock, 855 F.2d 327, 331 (6th Cir. 1988). In conclusion, the Court finds that methamphetamine is properly classified as a Schedule II controlled substance, and that the process by which the reclassification was accomplished passes constitutional and statutory muster in all respects.

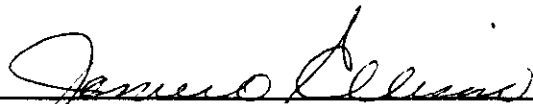
On separate grounds, Defendant asks for redress: urging that



he should have received a two (02) level reduction in the computation of his sentence. The government argues that his failure to raise the issue on direct appeal renders §2255 relief unavailable. The Court concurs. The procedural history of the instant case is sufficiently analogous to that of the Khan case wherein the Tenth Circuit, guided by the teachings of Fraday, found that Defendant had waived his right to raise the sentencing issue for the first time in his §2255 motion. U.S. v. Khan, 835 F.2d 749, 753 (10th Cir. 1987). Similarly, in the present case Defendant had opportunity in other fora to present this issue: first at trial, then as a Rule 35, Fed.R.Cr.P. motion, then on direct appeal. At this juncture society's interest in respecting the finality of the judgment should take precedence over Defendant's competing interest in challenging it.

IT IS THEREFORE ORDERED that Defendant's §2255 motion is denied.

ORDERED this 5<sup>th</sup> day of November, 1991.

  
\_\_\_\_\_  
JAMES O. ELLISON  
UNITED STATES DISTRICT JUDGE

# United States District Court

FOR THE NORTHERN

District of

OKLAHOMA

UNITED STATES OF AMERICA

V.

JOHN LESLIE DEPEW

(Name of Defendant)

## JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-075-001-C

Richard White (Court Appointed)

Defendant's Attorney

### THE DEFENDANT:

- ☐ pleaded guilty to count(s) \_\_\_\_\_
- ☒ was found guilty on count(s) One of the Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:751(a)	ATTEMPTED ESCAPE FROM FEDERAL CUSTODY	May 16, 1991	One

FILED

NOV 1 1991

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURTThe defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).
- ☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.
- ☒ It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 442-62-4971Defendant's Date of Birth: 02-17-61

Defendant's Mailing Address:

Tulsa County Jail  
500 S. Denver  
Tulsa, OK 74103

Defendant's Residence Address:

Tulsa County Jail  
500 S. Denver  
Tulsa, OK 74103

October 29, 1991

Date of Imposition of Sentence

Signature of Judicial Officer

H. DALE COOK, CHIEF U. S. DISTRICT JUDGE

Name &amp; Title of Judicial Officer

October , 1991

Date

dr

Defendant: DEPEW, John Leslie  
Case Number: 91-CR-075-001-C

Judgment—Page 2 of 5**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of thirty-five (35) months consecutive to Western District of Oklahoma Case Nos. CR-91-25-P and CR-91-39-P.

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☒ The defendant is remanded to the custody of the United States marshal.  
☐ The defendant shall surrender to the United States marshal for this district,

☐ at \_\_\_\_\_ a.m.  
\_\_\_\_\_ p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons.  
☐ before 2 p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.  
☐ as notified by the probation office.

**RETURN**

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: DEPEW, John Leslie  
Case Number: 91-CR-075-001-C

Judgment—Page 3 of 5

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_  
three (3) years upon his release from custody.

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☒ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to random urinalysis as directed by the U. S. Probation Office.

Defendant: DEPEW, John Leslie  
Case Number: 91-CR-075-001-C

Judgment—Page 4 of 5

### FINE

The defendant shall pay a fine of \$ 3,000. The fine includes any costs of incarceration and/or supervision.

☒ This amount is the total of the fines imposed on individual counts, as follows:

☐ The court has determined that the defendant does not have the ability to pay interest. It is ordered that:

- ☐ The interest requirement is waived.
- ☐ The interest requirement is modified as follows:

This fine plus any interest required shall be paid:

- ☐ in full immediately.
- ☐ in full not later than \_\_\_\_\_.
- ☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.
- ☒ in installments according to the following schedule of payments:

The defendant should make regular installment payments during his incarceration with a portion of the income derived from any inmate employment. Upon his release from custody, the unpaid balance will be paid in regular monthly installment payments, as directed by the U. S. Probation Office.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: **DEPEW, John Leslie**  
Case Number: **91-CR-075-001-C**

Judgment--Page 5 of 5**STATEMENT OF REASONS**

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

**Guideline Range Determined by the Court:**Total Offense Level: 13Criminal History Category: VImprisonment Range: 30 to 37 monthsSupervised Release Range: 2 to 3 yearsFine Range: \$ 3,000 to \$ 30,000

☐ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ \_\_\_\_\_

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

**FILED**

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

No. 91-CR-32-C

## UNITED STATES DISTRICT JUDGE

# United States District Court

Northern District of Oklahoma

UNITED STATES OF AMERICA

V.

## JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 89-CR-090-002-C

ERIC RAMON BROOKS

(Name of Defendant)

Thomas McCormack

Defendant's Attorney

### THE DEFENDANT:

☐ pleaded guilty to count(s) ---  
☒ was found guilty on count(s) Two of the Indictment of the lesser offense, after a  
 plea of not guilty. "Simple Possession of Cocaine Base (Misdemeanor)"

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
21:844(a)	Simple Possession of Cocaine Base	March 11, 1989	Two

FILED

NOV 1 1991

Richard M. Lawrence, Clerk  
 U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF OKLAHOMA

The defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☒ The defendant has been found not guilty on count(s) One and Three of the Indictment, and is discharged as to such count(s).

☐ Count(s) --- (is)(are) dismissed on the motion of the United States.

☒ It is ordered that the defendant shall pay a special assessment of \$ 25.00, for count(s) Two of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 366-80-7344

Defendant's Date of Birth: January 28, 1970

October 29, 1991

Defendant's Mailing Address:

875 Driftwood

Rialto, California 92376

Date of Imposition of Sentence

Signature of Judicial Officer

HSS Dale Cook, Chief U. S. District Judge

Defendant's Residence Address:

875 Driftwood

Rialto, California 92376

sm

Richard M. Lawrence, Clerk

Date

By R. M. Lawrence  
 Deputy



Defendant: BROOKS, ERIC RAMON  
Case Number: 89-CR-090-002-C

Judgment—Page 2 of 3**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of Seven (7) months

Credit granted for time heretofore served, and is to be given \$25.00 of earlier \$50.00 Special Monetary Assessment.

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☐ The defendant is remanded to the custody of the United States marshal.  
☐ The defendant shall surrender to the United States marshal for this district,

☐ at \_\_\_\_\_ a.m.  
☐ at \_\_\_\_\_ p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,  
☐ before 2 p.m. on \_\_\_\_\_  
☐ as notified by the United States marshal.  
☐ as notified by the probation office.

**RETURN**

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_  
\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: BROOKS, ERIC RAMON  
Case Number: 89-CR-090-002-C

Judgment—Page 3 of 3**STATEMENT OF REASONS**

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

**Guideline Range Determined by the Court:**Total Offense Level: 6Criminal History Category: IIImprisonment Range: 1 to 7 monthsSupervised Release Range: - to 1 yearsFine Range: \$ 500 to \$ 5,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ \_\_\_\_\_

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

**FILED**

NOV 1 1991

# United States District Court

Northern District of Oklahoma

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

## JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-060-001-E

TYRONE RAY WATTS

(Name of Defendant)

Jo Stanley Glenn

Defendant's Attorney

**THE DEFENDANT:**

☒ pleaded guilty to count(s) One of the Indictment  
☐ was found guilty on count(s) \_\_\_\_\_ after a  
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:656	Embezzlement by Bank Employee	April 16, 1991	One

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).  
☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.  
☒ It is ordered that the defendant shall pay a special assessment of \$ 50.00, for count(s) One of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 444-70-8936Defendant's Date of Birth: August 26, 1969

Defendant's Mailing Address:

2322 South 84th East Avenue  
Tulsa, Oklahoma 74129

Defendant's Residence Address:

2322 South 84th East Avenue  
Tulsa, Oklahoma 74129

October 30, 1991

Date of Imposition of Sentence

*James O. Ellison*  
 Signature of Judicial Officer

James O. Ellison, U. S. District Judge

Name &amp; Title of Judicial Officer

11/1/91

Date

By *B. M. Cullough*

Deputy

Defendant: WATTS, TYRONE RAY  
Case Number: 91-CR-060-001-E

Judgment—Page 2 of 5

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of one month imprisonment

with Home Detention substituted for the term of Imprisonment.

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☐ The defendant is remanded to the custody of the United States marshal.
- ☐ The defendant shall surrender to the United States marshal for this district,

- ☐ at \_\_\_\_\_ a.m. \_\_\_\_\_ p.m. on \_\_\_\_\_
- ☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,
- ☐ before 2 p.m. on \_\_\_\_\_
- ☐ as notified by the United States marshal.
- ☐ as notified by the probation office.

### RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: WATTS, TYRONE RAY  
 Case Number: 91-CR-060-001-E

Judgment—Page 3 of 5

### SUPERVISED RELEASE

home detention,  
 Upon release from ~~imprisonment~~, the defendant shall be on supervised release for a term of \_\_\_\_\_  
 three (3) years

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☒ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☒ The defendant shall not possess a firearm or destructive device.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis as directed by the U. S. Probation Office.
- 15) the defendant shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

Defendant: WATTS, TYRONE RAY  
Case Number: 91-CR-060-001-E

Judgment—Page 4 of 5**RESTITUTION AND FORFEITURE****RESTITUTION**

☒ The defendant shall make restitution to the following persons in the following amounts:

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution</u></b>
First National Bank and Trust Company of Tulsa P. O. Box 1 Tulsa, Oklahoma 74193	\$1,800.00

Payments of restitution are to be made to:

- ☒ the United States Attorney for transfer to the payee(s).  
☐ the payee(s).

Restitution shall be paid:

- ☐ in full immediately.  
☐ in full not later than \_\_\_\_\_.  
☐ in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.

☒ in installments according to the following schedule of payments:

as directed by the U. S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- ☐ The defendant is ordered to forfeit the following property to the United States:

Defendant: WATTS, TYRONE RAY  
Case Number: 91-CR-060-001-E

Judgment—Page 5 of 5**STATEMENT OF REASONS**

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

**Guideline Range Determined by the Court:**Total Offense Level: 6Criminal History Category: IIImprisonment Range: 1 to 7 monthsSupervised Release Range: - to 5 yearsFine Range: \$ 1,000 to \$ 1,000,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 1,800

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

*entered*

# United States District Court

FOR THE NORTHERN District of OKLAHOMA

UNITED STATES OF AMERICA

V.

TERRY LEE PURYEAR

(Name of Defendant)

## JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 89-CR-090-001-C

Craig Bryant for Steve Greubel (Court Appointed)  
Defendant's Attorney

### THE DEFENDANT:

- ☐ pleaded guilty to count(s) \_\_\_\_\_  
☒ was found guilty on count(s) Two of the Indictment, the lesser included offense of ~~after a~~  
~~plea of not guilty~~ SIMPLE POSSESSION OF COCAINE BASE, after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number <input checked="" type="checkbox"/>
21.841(a)(1)	SIMPLE POSSESSION OF COCAINE BASE, A SCHEDULE II NARCOTIC CONTROLLED SUBSTANCE	3/11/89	Two

**FILED**

**NOV 1 1991**

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

The defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☒ The defendant has been found not guilty on count(s) One and Three of the Indictment.  
and is discharged as to such count(s).  
☐ Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.  
☒ It is ordered that the defendant shall pay a special assessment of \$ 25, for count(s) Two of the Indictment, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 545-49-4578

Defendant's Date of Birth: 12-23-69

Defendant's Mailing Address:

2059 W. San Bernardino Ave., Apt. #8-2164  
Colton, CA 92324

Defendant's Residence Address:

2059 W. San Bernardino Ave., Apt. #8-2164

Colton, CA 92324

October 29, 1991

Date of Imposition of Sentence

*[Signature]*  
Signature of Judicial Officer

DALE COOK, CHIEF U. S. DISTRICT JUDGE

Name & Title of Judicial Officer

October, 1991

Date

United States District Court  
Northern District of Oklahoma

I hereby certify that the foregoing is a true and correct copy of the original on file in this court.

Richard M. Lawrence, Clerk

*[Signature]*  
Deputy



Defendant: PURYEAR, Terry Lee  
Case Number: 89-CR-090-001-C

Judgment—Page 2 of 3

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of six (6) months.

Defendant is given credit for time heretofore served and is to be given \$25.00 of earlier \$50.00 Special Assessment imposed.

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☐ The defendant is remanded to the custody of the United States marshal.
- ☐ The defendant shall surrender to the United States marshal for this district,

- ☐ at \_\_\_\_\_ a.m. \_\_\_\_\_ p.m. on \_\_\_\_\_.
- ☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,
- ☐ before 2 p.m. on \_\_\_\_\_.
- ☐ as notified by the United States marshal.
- ☐ as notified by the probation office.

### RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: PURYEAR, Terry Lee  
Case Number: 89-CR-090-001-C

Judgment—Page 3 of 3

### STATEMENT OF REASONS

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

#### Guideline Range Determined by the Court:

Total Offense Level: 6

Criminal History Category: I

Imprisonment Range: 0 to 6 months

Supervised Release Range: 0 to 1 years

Fine Range: \$ 500 to \$ 5,000

☒ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ \_\_\_\_\_

☐ Full restitution is not ordered for the following reason(s):

☒ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):